

Application No.: 10/567,197
Filing Date: September 21, 2006

REMARKS

Restriction to one of the following groups was required under 35 USC 121 and 372:

- Group I Claims 1-23, 33 and 43, drawn to a polymerization process;
- Group II Claims 24, 25, 35 and 36, drawn to a nanotubes supported catalyst composition;
- Group III Claims 26-32, 34, 37-41 and 44, drawn to a polymer composition;
- Group IV Claim 42, drawn to a polymer blend.

In response to this Restriction Requirement, Applicant provisionally elects Group I, that is Claims 1-23, 33 and 43 with traverse. The Examiner argued that in view of the cited patent of Kwag et al. (7,151,146), the inventions of Groups I-IV do not relate to a single general inventive concept under PCT rule 13.1. Applicant respectfully disagrees. The present application claims the benefit of US Provisional Patent application No.: 60/492,613, filed August 5, 2003. The cited patent of Kwag et al. (7,151,146) has the earliest priority date of December 23, 2005. Therefore, this patent is not prior art and can not be used to support the lack of unity statement. Therefore, this restriction is improper and should be withdrawn.

Species election

The Examiner further requested an election of a single species of catalyst complexes listed in Claim 7. In response to this restriction requirement, Applicant elects the species of metallocenes as catalysts with the understanding that upon allowance of a generic claim, applicant will be entitled to consideration of claims to additional species which are written in dependent form or otherwise include all the limitations of an allowed generic claim as provided by 37 CFR 1.141. Currently, Claims 1-7, 10-23, 33 43 are generic.

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CONCLUSION

In view of the foregoing, Applicant respectfully requests that this application be passed to issuance. In any point remains that can be resolved by telephone, the Examiner is invited to contact the undersigned at the below-given telephone number.

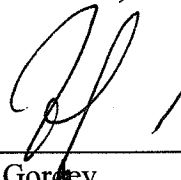
Please charge any additional fees, including any fees for additional extension of time, or credit overpayment to Deposit Account No. 11-1410.

Respectfully submitted,

KNOBBE, MARTENS, OLSON & BEAR, LLP

Dated: February 15, 2008

By: _____


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AMEND

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